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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re Patent Application of

BARTLETT

Serial No. 09/914,838

Filed: September 25, 2001

For: HEAD TRACKER SYSTEM

Atty. Ref.: 540-317

Group: 2674

Examiner: P. Prizio, Jr.

April 7, 2005

Mail Stop Appeal Brief - Patents
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

APPEAL BRIEF

Sir:

I. REAL PARTY IN INTEREST

The real party in interest in the above-identified appeal is BAE SYSTEMS ELECTRONICS LIMITED by virtue of an Assignment of rights from the inventor to BAE SYSTEMS ELECTRONICS LIMITED recorded October 25, 2001 at Reel 12321, Frame 491.

II. RELATED APPEALS AND INTERFERENCES

There are believed to be no related appeals, interferences or judicial proceedings with respect to the present application and appeal.

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Adjustment date: 02/02/2006 EEKUBAY1

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Rep'n, Ref: 02/02/2006 EEKUBAY1 0011525700
DAH: 141140 Name/Number: 09914838 \$500.00 CR
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Filed: September 25, 2001

Examiner: H. Tran

For: HEAD TRACKER SYSTEM

* * * * *

January 11, 2006

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Sir:

REQUEST FOR REFUND

A refund is respectfully requested for the Notice of Appeal fee (\$500.00) paid February 7, 2005 and Appeal Brief fee (\$500.00) paid April 7, 2005, as the Examiner's late allowance of this application obviates the need for appeal.

Accordingly, it is requested that the appeal fees totaling \$1000.00 be refunded to applicant's undersigned attorney by crediting \$1000.00 to Deposit Account No. 14-1140 under Order No. 540-317. For this purpose a duplicate copy of this paper is enclosed.

Respectfully submitted,

NIXON & VANDERHYTE P.C.

By: 

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